

PTO/SB/21 (04-04)

Approved for use through 07/31/2006. OMB 0651-0031 U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number. Application Number 10/726394 Filing Date TRANSMITTAL December 2, 2003 First Named Inventor **FORM** Lisa Pfefferle Art Unit N/A (to be used for all correspondence after initial filing) **Examiner Name** Not Yet Assigned Attorney Docket Number YU-P03-008 Total Number of Pages in This Submission ENCLOSURES (Check all that apply) After Allowance communication Fee Transmittal Form Drawing(s) to Technology Center (TC) Appeal Communication to Board of Licensing-related Papers Fee Attached Appeals and Interferences Appeal Communication to TC Petition Amendment/Reply (Appeal Notice, Brief, Reply Brief) Petition to Convert to a **Proprietary Information** After Final Provisional Application Power of Attorney, Revocation Status Letter Affidavits/declaration(s) Change of Correspondence Address Other Enclosure(s) (please **Extension of Time Request** Terminal Disclaimer Identify below): Return Receipt Postcard Request for Refund **Express Abandonment Request** CD, Number of CD(s) x Information Disclosure Statement Certified Copy of Priority Document(s) Remarks Response to Missing Parts/ Incomplete Application Response to Missing Parts under 37 CFR 1.52 or 1.53 SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT Firm **ROPES & GRAY LLP** Wolfgang E. Stutius - 40,256 Individual name Signature Date

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Jugust 2	2) 2004 Sign	nature:	ny x	(Judith A. Herric	:k)

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Docket No.: YU-P03-008

(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

(Judith Herrick)

In re Patent Application of:

Pfefferle et al.

Application No.: 10/726394

Confirmation No.: 5613

Filed: December 2, 2003

Art Unit: N/A

For:

GROWTH OF NANOSTRUCTURES WITH

CONTROLLED DIAMETER

Examiner: Not Yet Assigned

INFORMATION DISCLOSURE STATEMENT (IDS)

MS Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

Pursuant to 37 CFR 1.56, 1.97 and 1.98, the attention of the Patent and Trademark Office is hereby directed to the references listed on the attached PTO/SB/08. It is respectfully requested that the information be expressly considered during the prosecution of this application, and that the references be made of record therein and appear among the "References Cited" on any patent to issue therefrom.

This Information Disclosure Statement is filed before the mailing date of a first Office Action on the merits as far as is known to the undersigned (37 CFR 1.97(b)(3)).

Copies of the references on the PTO/SB/08 are not supplied because they were previously cited by or submitted to the Office in a prior application number 10/328857, filed December 18, 2002 and relied upon in this application for an earlier filing date under 35 U.S.C. 120.

In accordance with 37 CFR 1.97(g), the filing of this Information Disclosure Statement shall not be construed to mean that a search has been made or that no other material information as defined in 37 CFR 1.56(a) exists. In accordance with 37 CFR 1.97(h), the filing of this

Application No.: 10/726394 Docket No.: YU-P03-008

Information Disclosure statement shall not be construed to be an admission that any patent, publication or other information referred to therein is "prior art" for this invention unless specifically designated as such.

It is submitted that the Information Disclosure Statement is in compliance with 37 CFR 1.98 and the Examiner is respectfully requested to consider the listed references.

The Director is hereby authorized to charge any deficiency in the fees filed, asserted to be filed or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Deposit Account No. 18-1945, under Order No. YU-P03-008. A duplicate copy of this paper is enclosed.

Dated: August 25, 2004

Respectfully submitted,

Wolfgang . Stutius

Registration No.: 40,256 ROPES & GRAY LLP

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AUG 2 7 2004

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he Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Complete if Known Substitute for form 1449A/PTO 10/726394 **Application Number** INFORMATION DISCLOSURE Filing Date December 2, 2003 STATEMENT BY APPLICANT First Named Inventor Lisa Pfefferle Art Unit Not Yet Assigned (use as many sheets as necessary) Examiner Name Not Yet Assigned 3 YU-P01-008 1 of Attorney Docket Number Sheet

	U.S. PATENT DOCUMENTS							
Examiner	Cite	Document Number	Publication Date	Name of Patentee or Applicant	Pages, Columns, Lines, Where Relevant			
Initials*	No.1	Number-Kind Code ² (if known)	MM-DD-YYYY	of Cited Document	Passages or Relevant Figures Appear			
	AA	5538711	07-23-1996	Emerson et al.				
	AB	6314019B1	11-06-2001	Kuekes et al.				
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	C:1-	Foreign Patent Document	Publication Date	Name of Patentee or	Pages, Columns, Lines, Where Relevant	Π
Examiner Cite No.			MM DD 3000/	Applicant of Cited Document	Passages or Relevant Figures Appear	T ⁶
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^{*}EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant

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¹ Applicant's unique citation designation number (optional). ² See attached Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the application number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

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Sut	ostitute for form 1449A/PTO			Complete if Known		
	-			Application Number	10/726394	
11	NFORMATION	1 DI	SCLOSURE	Filing Date	December 2, 2003	
l s	STATEMENT	3Y /	APPLICANT	First Named Inventor	Lisa Pfefferle	
				Art Unit	Not Yet Assigned	
	(use as many sheets as necessary)			Examiner Name	Not Yet Assigned	
Sheet	2	of	3	Attorney Docket Number	YU-P01-008	

		OTHER PRIOR ART – NON PATENT LITERATURE DOCUMENTS	
Examiner Initials	Cite No.1	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
	CA	LI et al., "Large-Scale Synthesis of Aligned Carbon Nanotubes," Science 12/6/96 pp 1701-1703, USA	
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Sub	estitute for form 1449A/PTO			Complete if Known		
				Application Number	10/726394	
11	NFORMATION	1 DI	SCLOSURE	Filing Date	December 2, 2003	
l s	STATEMENT I	3Y /	APPLICANT	First Named Inventor	Lisa Pfefferle	
	.,,,,			Art Unit	Not Yet Assigned	
	(use as many sheets as necessary)		Examiner Name	Not Yet Assigned		
Sheet	3	of	3	Attorney Docket Number	YU-P01-008	

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^{*}EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

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^{&#}x27;Applicant's unique citation designation number (optional). 'Applicant is to place a check mark here if English language Translation is attached.